



CANNON BUILDING  
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STATE OF DELAWARE  
**DEPARTMENT OF STATE**

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	<b>Board of Geologists</b>
MEETING DATE AND TIME:	<b>Friday, September 7, 2012 at 10:00 a.m.</b>
PLACE:	861 Silver Lake Boulevard, Dover, Delaware <b>Conference Room B, Cannon Building</b>
MINUTES APPROVED:	<b>October 12, 2012</b>

**MEMBERS PRESENT**

William "Sandy" Schenck, President, Professional Member  
Scott Blaier, Vice President, Professional Member  
David Reinhold, Secretary, Professional Member  
Douglas Rambo, Professional Member  
Patricia Ennis, Public Member  
Maureene LaFate, Public Member  
Amos Aiken, Public Member

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL**

Sandra Wagner, Administrative Specialist III  
Joseph Riff, Administrative Specialist II  
Danny Stevenson, Deputy Attorney General

**MEMBERS ABSENT**

None

**PUBLIC PRESENT**

None

**CALL TO ORDER**

Mr. Schenck called the meeting to order at 10:05 a.m. Mr. Schenck made a motion, seconded by Mr. Rambo to amend the meeting agenda to remove Item 2.0 Rules and Regulations Hearing from the agenda. The motion carried unanimously.

**REVIEW OF MINUTES**

The Board reviewed the meeting minutes from the August 10, 2012 meeting. Mr. Schenck made a motion, seconded by Mr. Aiken, to approve the minutes. The motion carried unanimously.

**OLD BUSINESS**

Deliberation for the Rules and Regulations Hearing held on August 10, 2012.

With regard to hearings, Mr. Stevenson explained the provisions now in 29 *Del. C.* §10118(a) relating to public hearings on regulations require that the period to submit written public comment be held open for an additional 15 days following the public hearing. Mr. Stevenson told the Board there was no public comment and the Board could enter into deliberations. Mr. Schenck made a motion, seconded by Mr. Aiken to accept the Rules and Regulations as published. The motion carried unanimously. The final Rules and Regulations order was signed by the Board and will be posted to the registry by October 1, 2012.

## **NEW BUSINESS**

### **Strategic Plan**

Mr. Schenck summarized the 2012 – 2013 goals and objectives from the strategic plan for the Delaware Board of Geologists. The first goal is to continue to provide outreach to licensees by filling the informational void created by the lack of a geological association in Delaware. The second goal is to amend 24 *Del. C.* § 3611 to add an inactive status for licensees. The Board plans to seek authority through legislative change and adopt inactive status in its Rules and Regulations in 2013.

### **Practice under Licensed Supervision**

There were no letters documenting practice under licensed supervision for this meeting.

### **Review of Continuing Education Approval Applications**

#### **Timothy Baker – Test America Laboratories, Inc.**

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Mr. Schenck, to table the application, Technologically Enhanced Naturally Occurring Radioactive Materials, for 1 CEU until Mr. Baker can provide more detailed geologic information. The motion carried unanimously.

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Mr. Schenck, to deny the application, Oil & Gas Exploration Program Management Consideration – An Analytical Perspective, for 1 CEU based on the lack of geologic content. The motion carried unanimously.

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Mr. Aiken, to deny the application, Total PCB and Congener Analysis – Method Selection and Data Utilization, for 1 CEU based on the lack of geologic content. The motion carried unanimously.

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Mr. Schenck, to table the application, Measurement of Pharmaceutical & Personal Care Products in Complex Matrices, for a total of 1.5 CEU's until Mr. Baker can provide more detailed geologic information. The motion carried unanimously.

#### **Timothy Baker – Mid-Atlantic Region Environmental Professionals**

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Mr. Schenck, to approve the course, USGS National Streamflow Information Program, for 1 CEU. Mr. Aiken made a motion, seconded by Mr. Schenck to reconsider the Board's decision. Mr. Schenck made a motion, seconded by Ms. Ennis to table the application until Mr. Baker can provide more detailed geologic information. The motion carried unanimously.

#### **Timothy Baker – Wetland Studies and Solutions, Inc.**

Mr. Blaier summarized the application for the Board. Mr. Blaier made a motion, seconded by Mr. Aiken, to table the application, The Virginia Watershed Implementation Plan and Stormwater Management Regulations for 1.5 CEU's until Mr. Baker can provide more detailed geologic information. The motion carried unanimously.

#### **Timothy Baker – K & A First Aid, LLC.**

Mr. Rambo summarized the application for the Board. Mr. Rambo made a motion, seconded by Mr. Schenck, to approve the course, Hazardous Waste Operations & Emergency Response (HAZWOPER), for 8 CEU's. The motion carried unanimously.

#### **Linda Aller – Ohio Dept of Natural Resources**

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Mr. Schenck, to approve the course, 55th Annual Midwest Groundwater Conference, for a total of 12 CEU's. The motion carried unanimously.

Mr. Blaier summarized the application for the Board. Mr. Blaier made a motion, seconded by Mr. Rambo, to approve the course, 56th Annual Midwest Groundwater Conference, for a total of 12 CEU's. The motion carried unanimously.

#### **Linda Aller – Ohio EPA**

Mr. Reinhold summarized the application for the Board. Mr. Reinhold made a motion, seconded by Ms. Ennis, to approve the course, Soil, Classification, Description and Logging, for a total of 7.5 CEU's. The motion carried unanimously.

Review of Application for Reciprocity - None

Review of Applications for Examination - None

Review of Letter submitted by Jonathan Rybacki, PG asking for Hardship Consideration

Mr. Schenck summarized the request for hardship letter for the Board. Mr. Schenck made a motion, seconded by Mr. Aiken, that the board send a letter to Mr. Rybacki granting him an extension for 12 months under Rule 6.14, and include that in 12 months when he is audited, he will have to show CE's for the renewal period as well. The motion carried unanimously.

Review of Letter submitted by Doug Miller, Request to Rollover CEUs

Mr. Schenck made a motion that a letter be sent to Mr. Miller quoting rule 6.7, seconded by Mr. Blaier. The motion carried unanimously.

**DISCUSSION OF EXECUTIVE ORDER 36**

Mr. Stevenson explained Executive Order 36 to the board. He stated this order was established to allow the public to give comments on current regulations. A hearing officer for Division of Professional Regulations will hold the meeting and if any comments are made, bring them back to the board.

**OTHER BUSINESS BEFORE THE BOARD (for discussion only)**

Mr. Schenck asked AG Stevenson about board elections. He said their rules say they should elect board members annually. Mr. Stevenson said board elections can be added to the next meeting's agenda. The board discussed membership terms. Mr. Schenck asked the board liaison to put elections on their calendar for August for each year.

After some discussion Mr. Schenck made a motion to move all board meetings to the 2<sup>nd</sup> Friday of each month starting in October, seconded by Mr. Rambo. The motion carried unanimously.

**WALL CERTIFICATES**

There were no wall certificates to sign.

**PUBLIC COMMENT**

None

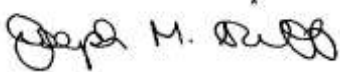
**NEXT SCHEDULED MEETING**

The next meeting is scheduled for October 12, 2012, at 10:00 a.m. in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

**ADJOURNMENT**

There being no further business, Mr. Aiken made a motion, seconded by Mr. Schenck, to adjourn the meeting at 12:11 p.m. The motion carried unanimously.

Respectfully submitted,



Joseph Riff – DE Board of Geologists  
Administrative Specialist II

*The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.*